IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO. 1076 OF 2004

IN

SUIT NO. 347 OF 2001

Vinda Pradeep Kirtikar .. Plaintiff.

vs.

Krishnarao Anandrao Mhatre @
Kandivalikar & Ors. .. Defendants.

None for the plaintiff.
J.A. Sarkhot i/by R.V. Govilkar for
defendants.

CORAM : S.U.KAMDAR, J.
DATE : 13th April, 2005.

P.C.

1. The learned counsel appearing for the defendant has no objection in so far as the prayer (b) is concerned. In so far as prayer (a) is concerned, it is the case of the defendant that in fact the properties of which partition is sought no longer belong to the plaintiff even before the suit was filed. The said issue is to be decided at the hearing of the suit after the amendment is carried out. Amendment to be carried out within two weeks

from today. Additional Written Statement to be filed within a period of four weeks therefrom raising all the issues. All contentions on merits are kept open.